

1-1 By: Schwertner S.B. No. 1087
 1-2 (In the Senate - Filed February 24, 2017; March 7, 2017,
 1-3 read first time and referred to Committee on Business & Commerce;
 1-4 April 18, 2017, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; April 18, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the regulation of the hours of instruction for
 1-20 cosmetology licensing.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 1602.254(b), Occupations Code, is
 1-23 amended to read as follows:

1-24 (b) To be eligible for an operator license, an applicant
 1-25 must meet the requirements of Subsection (c) or:

1-26 (1) be at least 17 years of age;

1-27 (2) have obtained a high school diploma or the
 1-28 equivalent of a high school diploma or have passed a valid
 1-29 examination administered by a certified testing agency that
 1-30 measures the person's ability to benefit from training; and

1-31 (3) have completed:

1-32 (A) 1,000 [~~1,500~~] hours of instruction in a
 1-33 licensed beauty culture school; or

1-34 (B) 1,000 hours of instruction in beauty culture
 1-35 courses and 500 hours of related high school courses prescribed by
 1-36 the commission in a vocational cosmetology program in a public
 1-37 school.

1-38 SECTION 2. Section 1602.451(a), Occupations Code, is
 1-39 amended to read as follows:

1-40 (a) The holder of a private beauty culture school license
 1-41 shall:

1-42 (1) maintain a sanitary establishment;

1-43 (2) maintain on duty one licensed instructor for each
 1-44 25 students in attendance;

1-45 (3) maintain a daily record of students' attendance;

1-46 (4) establish regular class and instruction hours and
 1-47 grades;

1-48 (5) require a school term of not less than six [~~nine~~]
 1-49 months and not less than 1,000 [~~1,500~~] hours instruction for a
 1-50 complete course in cosmetology;

1-51 (6) require a school term of not less than 600 hours
 1-52 instruction for a complete course in manicuring;

1-53 (7) hold examinations before issuing diplomas;

1-54 (8) maintain a copy of the school's curriculum in a
 1-55 conspicuous place and verify that the curriculum is being followed;

1-56 (9) publish in the school's catalogue and enrollment
 1-57 contract a description of the refund policy required under Section
 1-58 1602.458; and

1-59 (10) provide the department with information on:

1-60 (A) the current course completion rates of
 1-61 students who attend a course of instruction offered by the school;

2-1 and

2-2 (B) job placement rates and employment rates of
2-3 students who complete the course of instruction.

2-4 SECTION 3. Section 1603.255, Occupations Code, is amended
2-5 to read as follows:

2-6 Sec. 1603.255. EARLY EXAMINATION. The department may allow
2-7 for the early written examination of a student who has completed the
2-8 following number of hours of instruction in a department-approved
2-9 training program:

2-10 (1) 1,000 hours for a student seeking a Class A barber
2-11 certificate [~~or operator license~~] in a private barber [~~or~~
2-12 ~~cosmetology~~] school; [~~or~~]

2-13 (2) 900 hours for a student seeking an operator
2-14 license in a private cosmetology school; or

2-15 (3) 900 hours for a student seeking a Class A barber
2-16 certificate or operator license in a publicly funded barber or
2-17 cosmetology school.

2-18 SECTION 4. As soon as practicable after the effective date
2-19 of this Act, the Texas Commission of Licensing and Regulation shall
2-20 adopt rules implementing Chapter 1602, Occupations Code, as amended
2-21 by this Act.

2-22 SECTION 5. The change in law made by this Act to Section
2-23 1602.254(b), Occupations Code, applies only to an application for
2-24 an operator license submitted on or after September 1, 2018. An
2-25 application for an operator license submitted before that date is
2-26 governed by the law in effect on the date the application was
2-27 submitted, and the former law is continued in effect for that
2-28 purpose.

2-29 SECTION 6. (a) The changes in law made by this Act do not
2-30 affect the validity of a proceeding pending before the court or
2-31 other governmental entity on the effective date of this Act.

2-32 (b) An offense or other violation of law committed before
2-33 the effective date of this Act is governed by the law in effect when
2-34 the offense or violation was committed, and the former law is
2-35 continued in effect for that purpose. For purposes of this
2-36 subsection, an offense or violation was committed before the
2-37 effective date of this Act if any element of the offense or
2-38 violation occurred before that date.

2-39 SECTION 7. This Act takes effect September 1, 2017.

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